

Service Date: February 6, 1996

FINAL ORDER NO. 6390

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
1701 Prospect Avenue, P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF Jan Hanson & Brenda SerVoss )  
dba Sunshine Shuttle, Missoula, Montana, ) Docket No. T-  
95.83.PCN  
application for a Montana Intrastate Certificate ) Order No. 6390  
of Public Convenience and Necessity. )

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On December 21, 1995, Jan Hanson & Brenda SerVoss dba Sunshine Shuttle, 4118 21st Avenue, Missoula, MT 59803, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B - Passengers (children age fourteen (14) and under) between points and places in the City of Missoula, Montana, and a five (5) mile radius thereof.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public January 4, 1996. That notice said in pertinent part:

If no written protests are received by January 24, 1996, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. Protests were filed by Valet Limousine, Inc., Missoula, Montana and

Beach Transportation Co., Missoula, Montana. The protests were subsequently withdrawn after the Applicants restrictively amended the application. The restrictive amendments are incorporated into the Order granting authority herein.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

#### CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

#### ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on the 29th day of January, 1995, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-95.83.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission the application of Jan Hanson & Brenda SerVoss dba Sunshine Shuttle, Missoula, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B - Passengers (children age fourteen (14) and under) between points and places in the City of Missoula, Montana, and a five (5) mile radius thereof.

Limitations: Transportation is restricted to children age fourteen (14) and under. 2) Transportation is restricted to service in vehicles with a rated seating capacity of twelve (12) passengers or less. 3) Transportation of passengers in motor coaches, buses, and limousines is prohibited. 4) Transportation service and tariff rates must be by individual fares only and operations as a charter service is prohibited.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein. THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 5th day of February, 1996, by a vote of 5 - 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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NANCY McCAFFREE, Chair

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DAVE FISHER, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
Commission Secretary



(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

